S.B. CIVIL WRIT PETITION NO. 5585/2004.
Bhagwati Prasad Awasthi
Vs.
State of Rajasthan and Ors.

DATE OF ORDER : 05.02.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. UCS Singhvi, for the petitioner
Mr. B.L. Tiwari, Dy. G.A. for the respondents

The controversy involved in this writ petition is no more res integra in view of the judgment of this Court in the case of Chandra Mohan Singh, etc. Vs. State of Rajasthan and ors. (RLR 2004(2) 542).

Accordingly, this petition for writ is allowed. The respondents are directed to make fixation of the petitioner's pay in the pay-scale of Rs.6500-10500 whatever recovery has been made from the petitioner by making fixation of pay in the pay-scale of Rs.5500-9000 shall be refunded to him. The pension and all other retiral benefits of the petitioner are also required to be redetermined accordingly.

(GOVIND MATHUR)J.

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